

REMARKS

Applicants have received the Office Action dated August 8, 2006, in which the Examiner: 1) rejected claims 10 and 13 under as allegedly anticipated by Gee et al. (U.S. Pat. No. 6,317,872, hereinafter Gee); 2) rejected claims 10-12, 14 and 22-23 as allegedly anticipated by Zaidi (U.S. Pat. No. 6,581,154); 3) rejected claims 18 and 21 as allegedly anticipated by Seal et al. (U.S. Pat. No. 6,965,984, hereinafter Seal); 4) rejected claims 1-4, 7-9 and 18-20 as allegedly obvious over Gee and Seal; 5) rejected claims 5-6 as allegedly obvious over Gee, Seal and Zaidi; 6) rejected claim 15 as allegedly obvious over Gee, Seal and Greenberger et al. (U.S. Pat. No. 6,317,872, hereinafter Greenberger); and 7) rejected claims 16-17 as allegedly obvious over Gee, Seal Greenberger and Zaidi.

With this Preliminary Amendment, Applicants amend claims 1, 10, 15 and 18.

I. ART-BASED REJECTIONS

A. Claim 1

Claim 1 stands rejected as allegedly obvious over Gee and Seal. Applicants amend claim 1 to more clearly define over the decoders of Gee and Seal which operate on only one instruction set.

Gee is directed to a real time processor optimized for executing Java programs. (Gee Title). In particular, Gee teaches using an Advanced Architecture Microprocessor (AAMP) programmed to simulate direct execution of Java bytecodes by using each bytecode as a pointer to a microinstruction sequence that performs the function of the bytecode. (Gee Col. 8, lines 57-59). Thus, the AAMP knows only one instruction set, those of the microinstructions.

Seal is directed to data processing using multiple instruction sets. (Seal Title). However, on closer inspection of Seal it is found that the Seal processor does not use multiple instruction sets. Seal's Figure 1 is reproduced immediately below for convenience of the discussion.

second program counters based on a micro-sequence-active bit." Applicants respectfully submit that Gee and Seal fail to teach or suggest such a system. In both Gee and Seal, their decoders appear to decode only a single instruction set, with each and every Java bytecode translated to the native instruction set. Thus, Gee and Seal fail to teach or suggest "decode logic coupled to said fetch logic, the decode logic decodes instructions from a first instruction set and a second instruction set, the second instruction set different than the first instruction set."

Based on the foregoing, Applicants respectfully submit that claim 1, and all claims which depend from claim 1 (claims 2-9), should be allowed.

B. Claim 10

Claim 10 stands rejected as allegedly anticipated by Gee, and as allegedly anticipated by Zaidi. Applicants amend claim 10 to more clearly define over Zaidi where each instruction itself identifies whether it is scalar or packed.

Gee is directed to a real time processor optimized for executing Java programs. (Gee Title). In particular, in Gee each and every bytecode is used as a pointer to microinstructions. (Gee Col. 8, lines 57-59).

Zaidi is directed to expanding microcode associated with full and partial width macro-instructions. (Zaidi Title). In particular, Zaidi discloses a system where a macro-instruction is used to identify either a single micro-operation or a plurality of micro-operations. (Zaidi Col. 2, lines 55-67). Thus, **in Zaidi the macro-instruction is not executed**; rather, the macro-instruction identifies either a single micro-operation (uops) or a series of micro-operations (suops) that actually execute. (Zaidi Col. 3, line 59 through Col. 4, line 7). As for the series of micro-operations, the series can be overloaded to be either scalar or packed. (*Id.*) It appears in Zaidi that scalar or packed version to be used is identified as part of the macro-instruction, *e.g.*, ADDS (add scalar) or ADDP (add packed). (Zaidi Col. 3, lines 8-15; Figure 3).

Claim 10, by contrast, specifically recites, "fetching an instruction; and determining whether said instruction is to be executed or replaced by a group of other instructions, the determining independent of the form of the instruction." Applicants respectfully submit that neither Gee nor Zaidi expressly or inherently

teach such a system. As for Gee, in Gee **each and every bytecode is replaced by a series of microinstructions**. Thus, Gee does not "determine[e] whether said instruction is to be executed." Nor is such a determining inherent as suggested by the Office action, as there is no need to make such a determination if **each and every bytecode is replaced by a series of microinstructions**.

As for Zaidi, in Zaidi the macro-instruction **is not executed**; rather, the macro-instruction merely identifies either a micro-instruction or a series of micro-instructions to be executed. Thus, Zaidi fails to expressly or inherently teach "fetching an instruction; and determining whether **said** instruction is to be executed... ." Moreover, even if hypothetically the macro-instruction of Zaidi is the claimed fetched instruction (which Applicants do not admit), the macro-instruction itself appears to identify whether it is scalar or packed, and thus Zaidi fails to teach "the determining independent of the form of the instruction."

Based on the foregoing, Applicants respectfully submit that claim 10, and all claims which depend from claim 10 (claims 11-14) should be allowed.

C. Claim 15

Claim 15 stands rejected as allegedly obvious over Gee, Seal and Greenberger. Applicants amend claim 15 to more clearly define over the decoders of Gee and Seal which operate on only one instruction set.

Gee is directed to a real time processor optimized for executing Java programs. (Gee Title). In particular, Gee teaches using an Advanced Architecture Microprocessor (AAMP) programmed to simulate direct execution of Java bytecodes by using each bytecode as a pointer to a microinstruction sequence that performs the function of the bytecode. (Gee Col. 8, lines 57-59). Thus, the AAMP knows only one instruction set, those of the microinstructions.

Seal is directed to data processing using multiple instruction sets. (Seal Title). In particular, in Seal the stream of Java bytecodes are provided to bytecode translation hardware 6. (Seal Col. 6, lines 10-14; Figure 1). For some bytecodes, the bytecode translation hardware 6 generates a series of ARM opcodes which are applied to the ARM opcode decoder 10. (Seal Col. 6, lines 10-29; Figure 1). For other bytecodes, the bytecode translation hardware triggers a

software instruction interpreter written in ARM native instructions. (Seal Col. 6, lines 30-39).

Claim 15, by contrast, specifically recites, "decode logic coupled to said fetch logic, the decode logic decodes instructions from a first instruction set and a second instruction set, the second instruction set different than the first instruction set." Applicants respectfully submit that Gee and Seal fail to teach or suggest such a system. In both Gee and Seal, their decoders appear to decode only a single instruction set, with each and every Java bytecode translated to the native instruction set. Thus, Gee and Seal fail to teach or suggest "decode logic coupled to said fetch logic, the decode logic decodes instructions from a first instruction set and a second instruction set, the second instruction set different than the first instruction set."

Based on the foregoing, Applicants respectfully submit that claim 15, and all claims which depend from claim 15 (claims 16-17), should be allowed.

D. Claim 18

Claim 18 stands rejected as allegedly anticipated by Seal, and as allegedly obvious over Gee and Seal. Applicants amend claim 18 to more clearly define over the decoders of Gee and Seal which operate on only one instruction set.

Gee is directed to a real time processor optimized for executing Java programs. (Gee Title). In particular, Gee teaches using an Advanced Architecture Microprocessor (AAMP) programmed to simulate direct execution of Java bytecodes by using each bytecode as a pointer to a microinstruction sequence that performs the function of the bytecode. (Gee Col. 8, lines 57-59). Thus, the AAMP knows only one instruction set, those of the microinstructions.

Seal is directed to data processing using multiple instruction sets. (Seal Title). In particular, in Seal the stream of Java bytecodes are provided to bytecode translation hardware 6. (Seal Col. 6, lines 10-14; Figure 1). For some bytecodes, the bytecode translation hardware 6 generates a series of ARM opcodes which are applied to the ARM opcode decoder 10. (Seal Col. 6, lines 10-29; Figure 1). For other bytecodes, the bytecode translation hardware triggers a

software instruction interpreter written in ARM native instructions. (Seal Col. 6, lines 30-39).

Claim 18, by contrast, specifically recites, "decode logic that decodes instructions, the decode logic decodes instructions from a first instruction set and a second instruction set, the second instruction set different than the first instruction set." With respect to the anticipation rejection over Seal, Seal appears to use only a single Instruction set, the ARM opcodes. Thus, Seal fails to expressly or inherently teach the limitations of claim 18.

As for the alleged obviousness over Gee and Seal, Gee likewise appears to teach operation on a single instruction set, with each and every Java bytecode translated to the single instruction set. Thus, Gee and Seal fail to teach or suggest "decode logic coupled to said fetch logic, the decode logic decodes instructions from a first instruction set and a second instruction set, the second instruction set different than the first instruction set."

Based on the foregoing, Applicants respectfully submit that claim 18, and all claims which depend from claim 18 (claims 19-21), should be allowed.

E. Claim 22

Claim 22 stands rejected as allegedly anticipated Zaldi.

Zaldi is directed to expanding microcode associated with full and partial width macro-instructions. (Zaldi Title). In particular, Zaldi discloses a system where a macro-instruction is used to identify either a single micro-operation or a plurality of micro-operations. (Zaldi Col. 2, lines 55-67). Thus, **in Zaldi the macro-instruction is not executed**; rather, the macro-instruction identifies either a single micro-operation (uops) or a series of micro-operations (suops) that actually execute. (Zaldi Col. 3, line 59 through Col. 4, line 7). As for the series of micro-operations, the series can be overloaded to be either scalar or packed. (*Id.*) It appears in Zaldi that scalar or packed version to be used is identified as part of the macro-instruction, *e.g.*, ADDS (add scalar) or ADDP (add packed). (Zaldi Col. 3, lines 8-15; Figure 3).

Claim 22, by contrast, specifically recites, "decode logic that decodes instructions; and a means for determining whether an instruction is to be

executed or replaced by a micro-sequence of other instructions." Applicants respectfully submit that Zaidi does not expressly or inherently teach such a system. In Zaidi the macro-Instruction **is not executed**; rather, the macro-instruction merely identifies either a micro-instruction or a series of micro-instructions to be executed. Thus, Zaidi fails to expressly or inherently teach "a means for determining whether an instruction is to be executed or replaced by a micro-sequence of other Instructions."

Based on the foregoing, Applicants respectfully submit that claim 10, and claim 23 which depend from claim 22, should be allowed.

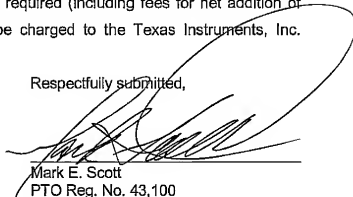
II. CONCLUSION

In the course of the foregoing discussions, Applicants may have at times referred to claim limitations in shorthand fashion, or may have focused on a particular claim element. This discussion should not be interpreted to mean that the other limitations can be ignored or dismissed. The claims must be viewed as a whole, and each limitation of the claims must be considered when determining the patentability of the claims. Moreover, it should be understood that there may be other distinctions between the claims and the cited art which have yet to be raised, but which may be raised in the future.

Applicants respectfully request reconsideration and that a timely Notice of Allowance be issued in this case. It is believed that no extensions of time or fees are required, beyond those that may otherwise be provided for in documents accompanying this paper.

However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required (including fees for net addition of claims) are hereby authorized to be charged to the Texas Instruments, Inc. Deposit Account No. 20-0668.

Respectfully submitted,

A large, stylized handwritten signature in black ink, likely belonging to Mark E. Scott, is written over a horizontal line. The signature is fluid and cursive, with a large loop at the end.

Mark E. Scott
PTO Reg. No. 43,100
CONLEY ROSE, P.C.
(512) 391-1900 (Phone)
(512) 320-9182 (Fax)
ATTORNEY FOR APPLICANTS